



2024728-7031453001
(00-011US2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:)
Dean A. Schaefer) Group Art Unit: 3739
Serial No.: 10/664,524) Confirmation No.: 4302
Filed: September 9, 2003) Examiner: Michael F. Peffley
For: TUMOR ABLATION NEEDLE WITH)
INDEPENDENTLY ACTIVATED AND)
INDEPENDENTLY TRAVERSING TINES)

RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed October 27, 2005. Submitted herewith is a new Terminal Disclaimer to obviate the double patenting rejection regarding U.S. Patent No. 6,638,277. There being no other pending rejections, the present application is now believed to be in condition for allowance. If the Examiner has any questions or comments regarding this response or the Terminal Disclaimer, please contact the undersigned at the number listed below.

Respectfully submitted,

Bingham McCutchen LLP

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Reg. No. 37,104

Dated: 11/4/05

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